UNITED STATES DISTRICT COURT WESTERN DISTRICT OF TEXAS SAN ANTONIO DIVISION

PATRICIA CHAMPION	§	
	§	
VS.	§	C.A. NO. 5:16-cv-112-DAE
	§	
WAL-MART STORES TEXAS, L.L.C.,	§	
WAL-MART REAL ESTATE BUSINESS	§	
TRUST D/B/A WAL-MART SUPERCENTE	R §	
#2599, WAL-MART REALTY COMPANY,	§	
AND CHARLES RODRIGUEZ	<u>\$</u>	JURY DEMANDED

JOINT STIPULATION OF DISMISSAL

TO THE HONORABLE SENIOR U.S. DISTRICT JUDGE DAVID A, EZRA:

Plaintiff Patricia Champion and Defendants Wal-Mart Stores Texas, L.L.C., Wal-Mart Real Estate Business Trust d/b/a Wal-Mart Supercenter #2599, Wal-Mart Realty Company, and Charles Rodriguez file their Joint Stipulation of Dismissal under Federal Rule of Civil Procedure 41(a)(1)(ii).

- 1. Plaintiff filed her Original Petition on November 23, 2015, in the 37th Judicial District Court, Bexar County, Texas. Defendants Wal-Mart Stores Texas, L.L.C., Wal-Mart Real Estate Business Trust d/b/a Wal-Mart Supercenter #2599, Wal-Mart Realty Company, and Charles Rodriguez filed an Answer to Plaintiff's Original Petition on January 29, 2016, and removed the case on February 1, 2016 asserting diversity of citizenship.
 - 2. Plaintiff moves to dismiss the suit.
 - 3. Defendants, who has answered, agree to the dismissal.
 - 4. This case is not a class action lawsuit.

5. The parties move that the lawsuit against Defendants Wal-Mart Stores Texas, L.L.C., Wal-Mart Real Estate Business Trust d/b/a Wal-Mart Supercenter #2599, Wal-Mart Realty Company, and Charles Rodriguez be dismissed with prejudice.

All relief not specially requested herein is hereby denied. Costs of court are taxed against the party incurring same.

Respectfully submitted,

THE LAW OFFICES OF THOMAS J. HENRY

Thomas J. Henry; TBN: 09484210 Marco A. Crawford; TBN: 24068756 Phillip C. Ripper; TBN: 24085866

521 Starr Street

Corpus Christi, Texas 78401 (361) 985-0600 Telephone (361) 985-0601 Facsimile

ATTORNEYS FOR PLAINTIFF, PATRICIA CHAMPION

DAW & RAY

-A LIMITED LIABILITY PARTNERSHIP

Willie Ben Daw, III; TBN: 05594050

Émail: <u>wbdaw@dawray.com</u> James K. Floyd; TBN: 24047628

Email: jfloyd@dawray.com

Natalie M. Arledge; TBN: 24073464

Email: narledge@dawray.com 14100 San Pedro Ave., Suite 302

San Antonio, Texas 78232

(210) 224-3121 Telephone

(210) 224-3188 Facsimile

ATTORNEYS FOR DEFENDANTS, WAL-MART STORES TEXAS, L.L.C., WAL-MART REAL ESTATE BUSINESS TRUST D/B/A WAL-MART SUPERCENTER #2599, WAL-MART REALTY COMPANY, AND CHARLES RODRIGUEZ